

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

RAYTHEON COMPANY, a Delaware
corporation,

Plaintiff,

vs.

INDIGO SYSTEMS CORPORATION, a
California corporation, and FLIR SYSTEMS,
INC., an Oregon corporation,

Defendants.

No. 4:07 CV 109

AND RELATED COUNTERCLAIMS.

JOINT MOTION FOR DISMISSAL OF THE PATENT CLAIMS WITH PREJUDICE

Comes now Plaintiff Raytheon Company and Defendants Indigo Systems Corporation and FLIR Systems, Inc. (collectively the “Parties”) who, having entered into a Patent Claims Settlement Agreement and Mutual Release, jointly move this Honorable Court for an Order dismissing with prejudice (i) Counts II through IV of Plaintiff’s Second Amended Complaint and (ii) Counterclaims I through IV of Defendants’ Counterclaims to Plaintiff’s Second Amended Complaint.

WHEREFORE the Parties respectfully request that the Court grant this Motion and enter an Order dismissing with prejudice the above-referenced claims. All other claims having been previously withdrawn or adjudicated, the Parties further request that the Court direct the entry of final judgment in this matter.

Dated: November 12, 2010

Respectfully submitted,

/s/ Martin E. Rose

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CERTIFICATE OF SERVICE

The undersigned certifies that on this 12th day of November 2010, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document through the Courts CM/ECF system under Local Rule CV-5(a)(3).

/s/ Clyde M. Siebman

Clyde M. Siebman